

STATE OF MICHIGAN  
DEPARTMENT OF ATTORNEY GENERAL



**MIKE COX**  
ATTORNEY GENERAL

6545 MERCANTILE, STE. 15  
LANSING, MICHIGAN 48911

August 19, 2003

Magalie Roman Salas, Secretary  
Federal Energy Regulatory Commission  
888 First Street, NE  
Washington, DC 20426

Dear Ms. Salas:

***Re: Midwest Independent Transmission System Operator, Inc.***  
**FERC Docket No. ER03-1118-000**

Enclosed for electronic filing is the Notice of Intervention of the Michigan Public Service Commission.

Sincerely,

/s/ Patricia S. Barone  
Patricia S. Barone (P29560)  
Assistant Attorney General  
Public Service Division  
Telephone: (517) 241-6680

PSB:la  
Enc.

**UNITED STATES OF AMERICA  
BEFORE THE  
FEDERAL ENERGY REGULATORY COMMISSION**

Midwest Independent Transmission  
System Operator, Inc.

Docket No. ER03-1118-000

**NOTICE OF INTERVENTION OF THE  
MICHIGAN PUBLIC SERVICE COMMISSION**

Pursuant to Rule 214(a)(2) of the Federal Energy Regulatory Commission's Rules of Practice and Procedure, 18 C.F.R. § 385.214(a)(2), the Michigan Public Service Commission ("MPSC") files its Notice of Intervention in the above-captioned proceeding. In support thereof, the MPSC states as follows:

**I. Communications**

1. Service of all pleadings, documents, and communications in this matter shall be made at the following address:

Michael A. Cox  
Attorney General

David A. Voges (P25143)  
Steven D. Hughey (P32203)  
Patricia S. Barone (P29560)  
Assistant Attorneys General  
Public Service Division  
6545 Mercantile Way, Suite 15  
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David D' Alessandro  
Special Assistant Attorney General  
Stinson Morrison Hecker, LLP  
1150 18<sup>th</sup> Street, NW  
Suite 800  
Washington, DC 20036-3816

**II. Description of Filing**

2. On July 25, 2003, the Midwest Independent System Operator, Inc. ("Midwest ISO" or "MISO"), in compliance with the Federal Energy Regulatory Commission's Order issued on February 24, 2003, in Midwest ISO, Docket No. EL03-35-000 *et al*, 102 FERC ¶ 61,196 (2003), filed its Third Revised, First Volume of the Midwest ISO Open Access Transmission and Energy Markets Tariff. The purpose of the filing was to submit those terms

and conditions necessary to implement Midwest ISO's Day-Ahead, Real-Time Energy Markets and Financial Transmission Rights energy markets on March 31, 2004.

### **III. Basis for Intervention**

3. The Michigan Public Service Commission is an agency of the State of Michigan, created by 1939 PA 3, MCL 460.1 *et seq.* As the Michigan regulatory agency having jurisdiction and authority to control and regulate rates, charges, and conditions of service for the retail sale of electricity in the state, the Michigan Public Service Commission intervenes in this matter pursuant to the authority conferred by applicable state statutes, rules, and procedures.

WHEREFORE, the Michigan Public Service Commission respectfully requests that the Commission enter the Michigan Public Service Commission's intervention.

Respectfully submitted,

**MICHIGAN PUBLIC SERVICE COMMISSION**

Michael A. Cox  
Attorney General

/s/ Patricia S. Barone  
David A. Voges (P25143)  
Steven D. Hughey (P32203)  
Patricia S. Barone (P29560)  
Assistant Attorneys General  
Public Service Division  
6545 Mercantile Way, Suite 15  
Lansing, MI 48911-5984

Dated: August 19, 2003

Its Attorneys

### **CERTIFICATE OF SERVICE**

I hereby certify that I this day served a copy of the foregoing document by first class United States mail, postage prepaid, to all parties listed on the official service list compiled by the Secretary in this proceeding.

Dated this 19th day of August, 2003.

/s/ Patricia S. Barone

Patricia S. Barone